



April 26, 2019

Senator Stephen L. Nass, Senate Co-Chair
Joint Committee for Review of Administrative Rules
Room 10 South, State Capitol
P.O. Box 7882
Madison, WI 53707-7882

Representative Joan Ballweg, Assembly Co-Chair
Joint Committee for Review of Administrative Rules
Room 210 North, State Capitol
P.O. Box 8952
Madison, WI 53708

Subject: Petition for Authorization to Repeal s. NR 216.022, Wis. Adm. Code

Dear Senator Nass and Representative Ballweg:

On behalf of the Department of Natural Resources (department), I submit this petition for your consideration to authorize the department to repeal s. NR 216.022, Wis. Adm. Code, relating to other environmental programs for municipal separate storm sewer system discharge permits. A copy of the proposed rule is enclosed. Pursuant to s. 227.26 (4) (b) 1., Stats., the department has determined that the repeal of s. NR 216.022, Wis. Adm. Code, specified below and in the attached proposed rule order is appropriate since it is unauthorized. The unauthorized code sections and rationale to repeal are as follows:

The department proposes repealing s. NR 216.022, Wis. Adm. Code, *Other environmental programs*, because the department is not authorized to defer Wisconsin Pollution Discharge Elimination System (WPDES) permitting to another department program under either state statute or federal law.

Thank you for your consideration of this request.

Sincerely,

Preston D. Cole
Secretary
Department of Natural Resources

Encl.